



PUBLIC HEARING AGENDA ITEM

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| DATE OF PUBLIC HEARING: June 20, 2017 |
| SUBJECT: Intergovernment Contract with State of Colorado for Natural Resource Damage (NRD) Funds for the Willow Bay Open Space Acquisition |
| FROM: Nathan Mosley and Marc Pedrucci |
| AGENCY/DEPARTMENT: Parks & Open Space |
| HEARD AT STUDY SESSION ON: 5/2/17; 10/18/16 |
| AUTHORIZATION TO MOVE FORWARD: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| RECOMMENDED ACTION: That the Board of County Commissioners approves the Intergovernment Contract with the State of Colorado. |

BACKGROUND:

Adams County is prepared to execute an Intergovernment Contract with the State of Colorado, Dept. of Public Health and Environment, for \$3,685,901 million of Natural Resource Damage (NRD) funds that will be used to acquire the 174-acre Willow Bay property. This is the culmination of years of work by the County as a member of the Northeast Greenway Corridor (NGC) Group, which was established to help administer the \$17.4 million Recovery Fund that was created by a consent decree in 2008 that involved natural resource damages at the Rocky Mountain Arsenal.

The POSD, in partnership with the Trust for Public Land (TPL), is scheduled to close on the Willow Bay property in late June or July 2017. TPL has a signed Option Agreement in place with the landowners for acquisition of the property based on an appraisal that was recently completed. The appraised value of the Willow Bay property is \$9,100,000. In addition to the nearly \$3.7 million of NRD Funds, the POSD has also secured an ADCO Open Space Grant for \$3,000,000, a GOCO Protect Initiative Grant for \$3,000,000, and the Urban Drainage and Flood Control District (UDFCD) is also contributing \$100,000 to the property acquisition.

AGENCIES, DEPARTMENTS OR OTHER OFFICES INVOLVED:

ADCO Parks & Open Space, Colorado Dept. of Public Health & Environment, State of Colorado
Natural Resource Trustees, County Attorney's Office

ATTACHED DOCUMENTS:

Resolution
Intergovernment Contract #17FEEA96954

FISCAL IMPACT:

Please check if there is no fiscal impact ☒. If there is fiscal impact, please fully complete the section below.

Fund: 27

Cost Center: 6107

| | Object Account | Subledger | Amount |
|--|-------------------|-----------|--------|
| Current Budgeted Revenue: | | | |
| Additional Revenue not included in Current Budget: | | | |
| Total Revenues: | | | |

| | Object Account | Subledger | Amount |
|---|-------------------|-----------|--------|
| Current Budgeted Operating Expenditure: | | | |
| Add'l Operating Expenditure not included in Current Budget: | | | |
| Current Budgeted Capital Expenditure: | | | |
| Add'l Capital Expenditure not included in Current Budget: | | | |
| Total Expenditures: | | | |

New FTEs requested: ☐ YES ☒ NO

Future Amendment Needed: ☒ YES ☐ NO

| Source of Funds | Grant Request | Cash Contribution | Total Funding | Brief Description |
|-------------------------|----------------------|--------------------------|----------------------|---|
| State of CO/NRD Funds | \$3,685,900 | | \$3,658,900 | NRD Recovery Fund award |
| GOCO Protect Initiative | \$3,000,000 | | \$3,000,000 | Agreement executed |
| ADCO Open Space Grant | \$3,000,000 | | \$2,341,000 | Agreement executed; POSD anticipates a cost savings due to a lower appraised value than expected. |
| UDFCD | | \$100,000 | \$100,000 | Floodplain Preservation \$; IGA to be signed soon |
| | | | \$9,100,000 | |

Additional Notes: Once all agreements are finalized an amendment to the 2017 budget will be submitted to appropriate the dollars for the purchase.